

**Transportation/Public Works Committee Meeting Minutes**  
**Tuesday, November 13, 2007**  
**4:05 p.m.**  
**Third Floor, City Hall**

**Present:**                      **Chair:** CM Heiner  
                                 **Vice-Chair:** CM Owen  
                                 **Members:** CM Henderson, CM King, CW Ward-Pugh, and CM Benson

**Absent:**                                      **CW Adams**

**Also Present:**                              **CM Downard**

Chairman Heiner announced the members of the committee that were present. A quorum was established.

**Special Items For Discussion**

**TRAFFIC LIGHT SYNCHRONIZATION**

This item will be referred to the Nov 27th committee meeting.

**Pending Legislation**

[R-242-11-07 A RESOLUTION AUTHORIZING THE MAYOR'S SIGNATURE ENTERING INTO AN AGREEMENT WITH THE COMMONWEALTH OF KENTUCKY TRANSPORTATION CABINET DEPARTMENT OF HIGHWAYS CONCERNING WIDENING, REALIGNMENT AND OTHER IMPROVEMENTS TO WEST MANSLICK ROAD AND MOUNT HOLLY ROAD.](#)

**Status:** In-Committee  
**Committee:** Transportation/Public Works  
**Primary Sponsor:** Vicki Welch

Motion to Approve made by Jim King and seconded by Robert Henderson

Discussion: Chris Phillips, Public Works & Assets, stated the Fairdale intersection improvement project that developed the Fairdale Neighborhood Plan. It's an offset intersection that in the mornings and the evenings really ties up traffic right at the intersection of Fairdale. This project would eliminate the offset intersection and study a round about with other alternatives as part of the project. The amount is about \$600,000. Currently there is about \$175,000 in the budget for the project. The funds are for the implementation of the design.

By unanimous vote, the item was sent to the **CONSENT CALENDAR.**

[R-248-11-07 A RESOLUTION AUTHORIZING THE MAYOR'S SIGNATURE ENTERING INTO AN AGREEMENT WITH THE COMMONWEALTH OF KENTUCKY TRANSPORTATION CABINET DEPARTMENT OF HIGHWAYS CONCERNING SAFETY AND BEAUTIFICATION IMPROVEMENTS ALONG WILLOW AVENUE.](#)

**Status:** In-Committee  
**Committee:** Transportation/Public Works  
**Primary Sponsor:** Tom Owen

Motion to Approve made by Jim King and seconded by Robert Henderson

Discussion: Chris Phillips, Public Works & Assets, stated the memorandum of agreement with the Transportation Cabinet provides \$125,600 for intersection improvements at Cherokee Parkway, Willow Avenue and Alexander. No local match required for this project.

By unanimous vote, the item was sent to the **CONSENT CALENDAR**.

[O-177-07-07 AN ORDINANCE AMENDING AND RE-ENACTING VARIOUS SECTIONS OF THE LOUISVILLE METRO CODE OF ORDINANCES \(LMCO\) CHAPTER 50 RELATING TO SEWERS.](#)

**Status:** In Committee - Tabled  
**Committee:** Transportation/Public Works  
**Primary Sponsor:**  
Kelly Downard  
Rick Blackwell

Motion to Untable made by Robert Henderson and seconded by Stuart Benson. Without objection, the item was untabled and discussion occurred.

Bud Schardein, Marion Gee, Roy Flynn & Paula Purifui, Metropolitan Sewer District, were present to assist the committee discussion of this item. Judy Nielsen, Department of Public Health & Wellness was present as well to assist.

The following was addressed within the discussion:

- Importance of the timing on the Sunset Provision
- Three main areas of concern raised in previous discussions
  - Rate increase of up to 7% without Metro Council approval
  - In relation to rural homes where connection to sewers can be greater than 400 feet to meet the requirements
  - Recapture agreements
- Should landowners pay the extra amount
- MSD adopted a recapture process about 5 years ago as part of the sewer expansion program
  - Project DRY in 2003
- Four recapture agreements devised within the past 5 years
- Recapture agreements
  - Notice to landowners
  - Public meetings
  - Limit rate to developer for cost of capital
  - Risk involvement
  - No lien creation on the development
- Percentage of 7% will hold for one year
  - Will return to Metro Council next year for adjustment (necessary evil)
  - Have the ability to negotiate alternative solutions
- Flood protection along the Ohio River
- Jefferson County Attorney can not give opinion until review of said Bonds
- Section 50.24 event of rate increase must be announced to Metro Council with notice of requirement
- Being more informative to the Public on the rate increase
- Public Health concerns
  - Looking at a variance process
  - Public Health & Wellness will submit suggestions to committee members before next committee meeting

Motion to Table made by Tina Ward-Pugh and seconded by Tom Owen

By unanimous vote, the item was **TABLED**.

Motion to Adjourn made by Robert Henderson and seconded by Jim King. Without objection, the meeting adjourned a  
KLP

**\*NOTE: Legislation sent to the Consent Calendar or Old Business will be heard by the Metro Council at the next meeting on November 20, 2007. Full discussion is available on audio by request of the Metro Council Clerk's Office (502) 574-3902.**  
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